

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRR-244 of 2016

DATE OF DECISION: MARCH, 10 2016

Azad Singh

.....Petitioner

Vs.

State of Haryana & Anr.

.....Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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**Present:- Mr.Sandeep Gahlawat Advocate
for the petitioner.**

Mr. G.S. Salwara, DAG, Haryana.

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M.M.S. Bedi, J. (ORAL)

This order will dispose of revision petition against the order dated December 02, 2015 whereby the application for the release of vehicle bearing registration No. HR 08T 7405, Hyundai i20 on sapurdari has been dismissed.

The allegation against the petitioner is that he connived with co-accused Manjeet Kaur and Jaswinder Kaur and extorted money from the complainant by threatening him to implicate in a case under Section 376 IPC and obtained a sum of Rs.12 lakhs from the complainant. Petitioner admittedly is in custody.

Without expression of any opinion on merits of the case, it is sufficient to observe that the application for release of the vehicle on sapurdari to an authorised agent of the petitioner has been dismissed as the vehicle is a case property.

I have considered the facts and circumstances of the case. In view of the law laid down by Apex Court in **Sunderbhai Ambalal Desai v. State of Gujarat, AIR 2003 SC 638**, I am of the opinion that no useful purpose will be served by keeping the seized vehicle in police station. Vehicle is ordered to be released on sapurdari to the original owner, in accordance with law subject to any condition imposed in the sapurdarinama.

Allowed in the above terms.

March 10, 2016
sanjay

(M.M.S. BEDI)
JUDGE